

REMARKS

Claims 129-137 are pending in this application. Applicant has cancelled Claims 93-128, without prejudice, and Applicant has added new Claims 129-137. Applicant has also deleted the Abstract of the Disclosure and has substituted therefor the new Abstract of the Disclosure which is attached hereto on a separate sheet.

Applicant respectfully submits that the newly added Claims 129-137 do not contain new matter. Applicant further submits that the subject matter of each of the newly added independent Claims 129-132 and 134-137 is supported by U.S. Provisional Patent Application Serial No. 60/154,740, filed on September 17, 1999, and, therefore each of the independent Claims 129-132 and 134-137 has an effective filing date of September 17, 1999.

Applicant further submits that the new Abstract of the Disclosure does not contain new matter.

Applicant respectfully submits that the present invention, as defined by pending claims 129-137, is patentable over the prior art.

I. THE 35 U.S.C. §112 OBJECTIONS AND "FORMAL" MATTERS:

IA. THE EXAMINER'S OBJECTIONS TO CLAIMS 93-128
UNDER 35 U.S.C. §112:

The Examiner objected to Claims 93-128 under 35 U.S.C. §112, 2nd paragraph, "as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention." In particular, the Examiner objected to Claims 93, 102, 106, 113, 122, 123, 126, 127, and 128, for the reasons provided on pages 3 to 4 of the Office Action, dated August 31, 2005.

As noted above, Applicant has cancelled Claims 93-128, without prejudice, and Applicant has added new Claims 129-137. Applicant respectfully submits that the newly added Claims 129-137 do not contain new matter. Applicant further submits that the subject matter of each of the newly added independent Claims 129-132 and 134-137 is supported by, including being supported in accordance with 35 U.S.C. §112, U.S. Provisional Patent Application Serial No. 60/154,740, filed on September 17, 1999, and, therefore each of the independent Claims 129-132 and 134-137 has an effective filing date of September 17, 1999.

Applicant respectfully submits that Claims 129-137 are in compliance with 35 U.S.C. §112. In view of the foregoing, Applicant respectfully requests that the Examiner's objections under 35 U.S.C. §112 be withdrawn.

IB. THE MEANING OF THE PHRASE "NORMAL SUBSCRIPTION TERM":

Applicant uses the phrase "normal subscription term" in Claims 131, 133, and 136. In each instance, the use of the phrase is explained in the following manner. For example, in the case of a subscription for a periodical, a newspaper, or a magazine, an annual subscription for a weekly periodical, newspaper, or magazine, may typically provide 52 weekly issues of same, provided that no issues are skipped or foregone during the one-year "normal subscription term". As and for another example, in the case of a subscription for a periodical, a newspaper, or a magazine, an annual subscription for a monthly periodical, newspaper, or magazine may typically provide 12 monthly issues of same, provided that no issues are skipped or foregone during the one-year "normal subscription term".

As provided, for example, on page 67, line 10 to page 68, line 8, of U.S. Provisional Patent Application Serial No.

60/154,740, filed on September 17, 1999, the present invention can be utilized to provide a "flexible subscription account". As provided on page 68, at lines 2-4 of U.S. Provisional Patent Application Serial No. 60/154,740: ". . . an individual subscriber can enter a subscription for a monthly magazine whereby he or she will receive twelve (12) monthly issues within a fifteen (15) month period."

In the context of Claim 131, the "specified time period", in the example described at page 68, lines 2-4, of U.S. Provisional Patent Application Serial No. 60/154,740, is 15 months and the "normal subscription term" is 12 months, provided that no issues are skipped or foregone. By allowing for a subscription which has a "specified time period" (15 months) which exceeds the "normal subscription term" (12 months), the individual subscriber can skip or forego up to 3 issues and still be able to receive all 12 issues within the "specified time period" of 15 months.

Applicant respectfully submits that the above explanation does not contain or introduce new matter, but rather, only seeks to provide clarification regarding the use of the phrase "normal subscription term" in each of Claims 131, 133, and 136.

II. THE 35 U.S.C. §102 AND §103 REJECTIONS:

The Examiner asserts that Claims 93-128 are rejected under 35 U.S.C. §102(e) "as being anticipated by" Clarke, III, et al., U.S. Patent No. 6,535,857 B1 (Clarke). The Examiner further asserts that Claims 93-128 are rejected under 35 U.S.C. §103(a) as being unpatentable over Clarke. Lastly, the Examiner asserts that Claims 113-128 are rejected under 35 U.S.C. §103(a) as being unpatentable over Korman, et al., U.S. Patent No. 6,318,536 B1 (Korman).

As noted above, Applicant has cancelled Claims 93-128, without prejudice, and Applicant has added new Claims 129-137. Applicant respectfully submits that the newly added Claims 129-137 do not contain new matter. Applicant further submits that the subject matter of each of the newly added independent Claims 129-132 and 134-137 is supported, including being supported in accordance with 35 U.S.C. §112, by U.S. Provisional Patent Application Serial No. 60/154,740, filed on September 17, 1999 and, therefore, each of independent Claims 129-132 and 134-137 has an effective filing date of September 17, 1999.

IIA. THE PRESENT INVENTION, AS DEFINED BY CLAIMS 129-137, IS
PATENTABLE OVER CLARKE:

Applicant respectfully submits that the present invention, as defined by Claims 129-137, is patentable over Clarke. Applicant respectfully submits that the effective filing date of each of independent Claims 129-132 and 134-137 is September 17, 1999, which is the filing date of U.S. Provisional Patent Application Serial No. 60/154,740. Applicant respectfully submits that Clarke is not available as prior art as against the present invention, as defined by independent Claims 129-132 and 134-137. Clarke has an effective filing date of November 9, 1999. In view of the foregoing, Applicant respectfully requests that the 35 U.S.C. §102 and §103 rejections based on Clarke be withdrawn.

Applicant respectfully submits that support, including support in accordance with 35 U.S.C. §112, for the subject matter and features of each of independent Claims 129-132 and 134-137 is found in U.S. Provisional Patent Application Serial No. 60/154,740. In this regard, each of independent Claims 129-132 and 134-137 has an effective filing date of September 17, 1999, which date predates the filing date of Clarke which is November 9, 1999. In view of the foregoing, Applicant respectfully submits that Clarke is not available

as prior art as against the present invention, as defined by independent Claims 129-132 and 134-137. Withdrawal of the 35 U.S.C. §102 and §103 rejections based on Clarke is, therefore, respectfully requested.

Examples of support for each of the independent Claims 129-132 and 134-137, in U.S. Provisional Patent Application Serial No. 60/154,740, is provided below with reference to the respective portions of U.S. Provisional Patent Application Serial No. 60/154,740 provided in parentheses.

Support for Independent Claim 129:

Claim 129. A computer-implemented method for processing subscription information (See, for example, U.S. Provisional Patent Application Serial No. 60/154,740 (S.N. 60/154,740) at page 26, line 19 to page 80, line 14; and FIGS. 1-8), comprising:

receiving a request to receive or pick-up a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or store pursuant to a subscription (See, for example, S.N. 60/154,740 at page 68, line 12 to page 70, line 6; page 70, line 7 to page 71, line 6; FIG. 8, Steps 301-303; page 53, lines 1-10; page 80, line 15 to page 81, line 2; FIG. 8, Steps 301-303; FIG. 1, Central

Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20; FIG. 2, Receiver 10G; and FIG. 3, Receiver 20G);

processing the information regarding the request with a processing device (See, for example, S.N. 60/154,740 at page 71, line 6 to page 74, line 2; FIG. 8, Steps 304, 307A, 307B; page 26, line 19 to page 27, line 22; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20; FIG. 2, CPU 10A; and FIG. 3, CPU 20A), wherein the processing device determines whether the subscription is active or not active (See, for example, S.N. 60/154,740 at FIG. 8, Step 304; and page 71, line 6 to page 72, line 11) or determines whether any issue or issues of the at least one of a periodical, a newspaper, and a magazine, remain to be fulfilled pursuant to the subscription (See, for example, S.N. 60/154,740 at page 71, line 6 to page 74, line 2; FIG. 8, Step 304; page 71, line 6 to page 72, line 11; FIG. 8, Step 307A; page 72, lines 7-17; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20; FIG. 2, CPU 10A; and FIG. 3, CPU 20A); and

transmitting a message in response to the request, wherein the message contains an authorization or a denial of the request, and further wherein the message is transmitted to

a point-of-sale transaction device located at the retail facility or store (See, for example, S.N. 60/154,740 at page 71, lines 9-14; FIG. 8, Step 305; Page 72, lines 7-17; FIG. 8, Step 305; page 73, lines 6-12; FIG. 8, Step 305; Page 73, line 18 to page 74, line 2; FIG. 8, Step 308, FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20, Point-Of-Sale Transaction Device 40; and FIG. 5, Receiver 40H).

Support for Independent Claim 130:

Claim 130. A computer-implemented method for processing subscription information (See, for example, S.N. 60/154,740 at page 26, line 19 to page 80, line 14; and FIGS. 1-8), comprising:

inputting or entering information regarding a request to receive or pick-up a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or store pursuant to a subscription, wherein the subscription is an existing subscription, and further wherein the information is input or entered into a first processing device (See, for example, S.N. 60/154,740 at page 68, line 12 to page 70, line 6; page 70, line 7 to page 71, line 6; FIG. 1, Point-Of-Sale Transaction Device 40; FIG. 5, User Input Device 40E, Scanner/Reader 40B; FIG. 8, Steps 301-303; page 53, lines 1-

10; page 80, line 15 to page 81, line 2; FIG. 8, Steps 301-303; and FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20, Point-Of-Sale Transaction Device 40);

transmitting the information to a second processing device (See, for example, S.N. 60/154,740 at page 71, lines 3-6; FIG. 8, step 303; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20, Point-Of-Sale Transaction Device 40; and FIG. 5 Transmitter 40G);

receiving a response to the request, wherein the response contains information for authorizing or denying the request, and further wherein the response is transmitted from the second processing device (See, for example, S.N. 60/154,740 at page 71, lines 5-14; FIG. 8, Step 304 and Step 305; page 72, lines 7-17; FIG. 8, Step 304 and Step 305; page 73, lines 1-12; FIG. 8, Step 307A, Step 307B, and Step 305; Page 73, line 18 to page 74, line 2; FIG. 8, Step 307B and Step 308; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20, Point-Of-Sale Transaction Device 40; and FIG. 5, Receiver 40H); and

providing information contained in the response via the first processing device (See, for example, S.N. 60/154,740

at page 73, line 18 to page 74, line 10; FIG. 8, Step 307B and Step 308; page 49, line 13 to page 50, line 8; page 51, lines 12-19; and FIG. 5, Display Device 40F and Output Device 40J).

Support for Independent Claim 131:

Claim 131. A computer-implemented method for processing subscription information (See, for example, S.N. 60/154,740 at page 26, line 19 to page 80, line 14; and FIGS. 1-8), comprising:

processing a request to create or initiate a subscription which allows for printed issues of at least one of a periodical, a newspaper, and a magazine, to be pick-up or received at a retail facility or store, wherein the request is transmitted from a communication device or from a transaction device associated with a retail facility or store (See, for example, S.N. 60/154,740 at page 54, line 3 to page 59, line 16; Page 53, lines 1-10; page 54, line 21 to page 57, line 21; page 57, lines 18-21; FIG. 1, Central Subscription Processing Computer 10, Communication Device 30, Point-Of-Sale Transaction Device 40; FIG. 2, CPU 10A, Receiver 10G; FIG. 4, Transmitter 30F; FIG. 5, Transmitter 40G; FIG. 6, Step 101, Step 102, and step 103; and page 28, line 1 to page 30, line 3), wherein the request contains information regarding a specified number of printed issues of at least

one of a periodical, a newspaper, and a magazine, to be received over a specified time period (See, for example, S.N. 60/154,740 at page 55, lines 10-14; page 53, lines 1-10; and FIG. 6, Step 102), wherein the specified time period exceeds a normal subscription term associated with receiving all of the specified number of printed issues so as to allow for one or more of the printed issues to be skipped or foregone during the normal subscription term while ensuring that a subscriber is capable of receiving all of the specified number of the printed issues (See, for example, S.N. 60/154,740 at page 67, line 10 to page 68, line 8), wherein the request is processed with a processing device (See, for example, S.N. 60/154,740 at FIG. 1. Central Subscription Processing Computer 10; FIG. 2, CPU 10A; page 57, lines 18-21; and FIG. 6, Step 103);

creating or initiating the subscription in response to the request (See, for example, S.N. 60/154,740 at page 57, lines 18-21; and FIG. 6, Step 103); and

transmitting a message to the communication device or to the transaction device associated with a retail facility or store, wherein the message contains information regarding the subscription which was created or initiated (See, for example, S.N. 60/154,740 at page 58, lines 1-7; FIG. 6, Step 104; and FIG. 2, Transmitter 10F).

Support for Independent Claim 132:

Claim 132. A computer-implemented method for processing subscription information (See, for example, S.N. 60/154,740 at page 26, line 19 to page 80, line 14; and FIGS. 1-8), comprising:

processing a request to create or initiate a subscription which allows for printed issues of at least one of a periodical, a newspaper, and a magazine, to be pick-up or received at a retail facility or store, wherein the request is transmitted from a communication device or from a transaction device associated with a retail facility or store (See, for example, S.N. 60/154,740 at page 54, line 3 to page 59, line 16; page 53, lines 1-10; page 54, line 21 to page 57, line 21; page 57, lines 18-21; FIG. 1, Central Subscription Processing Computer 10, Communication Device 30, Point-Of-Sale Transaction Device 40; FIG. 2, CPU 10A, Receiver 10G; FIG. 4, Transmitter 30F; FIG. 5, Transmitter 40G; FIG. 6, Step 101, Step 102 and Step 103; and page 28, line 1 to page 30, line 3), wherein the request contains information regarding a specified number of printed issues of at least one of a periodical, a newspaper, and a magazine, to be received over a specified time period, and a retail facility or store from which the printed issues can be picked-up or received (See, for example, S.N. 60/154,740 at page 55, lines

10-14; page 53, lines 1-10; page 56, line 19 to page 57, line 13; and FIG. 6, Step 102), wherein the request is processed with a processing device (See, for example, S.N. 60/154,740 at FIG. 1. Central Subscription Processing Computer 10; FIG. 2, CPU 10A; page 57, lines 18-21; and FIG. 6, Step 103);

creating or initiating the subscription in response to the request (See, for example, S.N. 60/154,740 at page 57, lines 18-21; and FIG. 6, Step 103); and

transmitting a message to the communication device or to the transaction device associated with a retail facility or store, wherein the message contains information regarding the subscription which was created or initiated. (See, for example, S.N. 60/154,740 at page 58, lines 1-7; FIG. 6, Step 104; and FIG. 2, Transmitter 10F).

Support for Independent Claim 134:

Claim 134. A computer-implemented method for processing subscription information (See, for example, S.N. 60/154,740 at page 26, line 19 to page 80, line 14; and FIGS. 1-8), comprising:

receiving a request to receive or pick-up a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or store pursuant to a subscription (See, for example, S.N. 60/154,740 at page 68,

line 12 to page 70, line 6; page 70, line 7 to page 71, line 6; FIG. 8, Steps 301-303; page 53, lines 1-10; page 80, line 15 to page 81, line 2; FIG. 8, Steps 301-303; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20; FIG. 2, Receiver 10G; and FIG. 3, Receiver 20G);

processing the request with a processing device (See, for example, S.N. 60/154,740 at page 71, line 6 to page 74, line 2; FIG. 8, Steps 304, 307A, 307B; page 26, line 19 to page 27, line 22; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20; FIG. 2, CPU 10A; and FIG. 3, CPU 20A), wherein the processing device determines whether the subscription is active or not active (See, for example, S.N. 60/154,740 at FIG. 8, Step 304; and page 71, line 6 to page 72, line 11) or determines whether any ticket or any tickets remain to be fulfilled pursuant to the subscription (See, for example, S.N. 60/154,740 at page 71, line 6 to page 74, line 2; FIG. 8, Step 304; page 71, line 6 to page 72, line 11; FIG. 8, Step 307A; page 72, lines 7-17; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20; FIG. 2, CPU 10A; and FIG. 3, CPU 20A); and

transmitting a message in response to the request, wherein the message contains information regarding an

authorization or a denial of the request, and further wherein the message is transmitted to a point-of-sale transaction device located at the retail facility or store (See, for example, S.N. 60/154,740 at page 71, lines 9-14; FIG. 8, Step 305; page 72, lines 7-17; FIG. 8, Step 305; page 73, lines 6-12; FIG. 8, Step 305; page 73, line 18 to page 74, line 2; FIG. 8, Step 308; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20, Point-Of-Sale Transaction Device 40; and FIG. 5, Receiver 40H).

Support for Independent Claim 135:

Claim 135. A computer-implemented method for processing subscription information (See, for example, S.N. 60/154,740 at page 26, line 19 to page 80, line 14; and FIGS. 1-8), comprising:

inputting or entering information regarding a request to receive or pick-up a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or store pursuant to a subscription, wherein the subscription is an existing subscription, and further wherein the information is input or entered into a first processing device (See, for example, S.N. 60/154,740 at page 68, line 12 to page 70, line 6; page 70, line 7 to page 71, line 6; FIG.

1, Point-Of-Sale Transaction Device 40; FIG. 5, User Input Device 40E, Scanner/Reader 40B; FIG. 8, Steps 301-303; page 53, lines 1-10; page 80, line 15 to page 81, line 2; FIG. 8, Steps 301-303; and FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20, Point-Of-Sale Transaction Device 40);

transmitting the information to a second processing device (See, for example, S.N. 60/154,740 at page 71, lines 3-6; FIG. 8, step 303; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20, Point-Of-Sale Transaction Device 40; and FIG. 5 Transmitter 40G);

receiving a response to the request, wherein the response contains information for authorizing or denying the request, and further wherein the response is transmitted from the second processing device (See, for example, S.N. 60/154,740 at page 71, lines 5-14; FIG. 8, Step 304 and Step 305; page 72, lines 7-17; FIG. 8, Step 304 and Step 305; page 73, lines 1-12; FIG. 8, Step 307A, Step 307B, and Step 305; page 73, line 18 to page 74, line 2; FIG. 8, Step 307B and Step 308; FIG. 1, Central Subscription Processing Computer 10, Central Subscription Fulfillment Processing Computer 20, Point-Of-Sale Transaction Device 40; and FIG. 5, Receiver 40H); and

providing information contained in the response via the first processing device (See, for example, S.N. 60/154,740 at page 73, line 18 to page 74, line 10; FIG. 8, Step 307B and Step 308; page 49, line 13 to page 50, line 8; page 51, lines 12-19; and FIG. 5, Display Device 40F and Output Device 40J).

Support for Independent Claim 136:

Claim 136. A computer-implemented method for processing subscription information (See, for example, S.N. 60/154,740 at page 26, line 19 to page 80, line 14; and FIGS. 1-8), comprising:

processing information regarding a request to create or initiate a subscription which allows for a ticket or tickets to at least one of sporting events, entertainment events, and performances, to be pick-up or received at a retail facility or store, wherein the information is transmitted from a communication device or from a transaction device associated with a retail facility or store (See, for example, S.N. 60/154,740 at page 54, line 3 to page 59, line 16; page 53, lines 1-10; page 54, line 21 to page 57, line 21; page 57, lines 18-21; FIG. 1, Central Subscription Processing Computer 10, Communication Device 30, Point-Of-Sale Transaction Device 40; FIG. 2, CPU 10A, Receiver 10G; FIG. 4, Transmitter 30F; FIG. 5, Transmitter 40G; FIG. 6, Step 101,

Step 102, and Step 103; and page 28, line 1 to page 30, line 3), wherein the request contains information regarding a specified number of tickets to the at least one of sporting events, entertainment events, and performances, and a specified time period for picking-up or receiving the tickets (See, for example, S.N. 60/154,740 at page 55, lines 10-14; page 53, lines 1-10; and FIG. 6, Step 102), wherein the specified time period exceeds a normal subscription term associated with receiving all of the specified number of tickets so as to allow for one or more tickets to be skipped or foregone during the normal subscription term while ensuring that a subscriber is capable of receiving all of the specified number of tickets (See, for example, S.N. 60/154,740 at page 67, line 10 to page 68, line 8), wherein the first request is processed with a processing device (See, for example, S.N. 60/154,740 at FIG. 1. Central Subscription Processing Computer 10; FIG. 2, CPU 10A; page 57, lines 18-21; and FIG. 6, Step 103);

creating or initiating the subscription in response to the request (See, for example, S.N. 60/154,740 at page 57, lines 18-21; and FIG. 6, Step 103); and

transmitting a message to the communication device or to the transaction device associated with a retail facility or store, wherein the message contains information regarding

the subscription which was created or initiated (See, for example, S.N. 60/154,740 at page 58, lines 1-7; FIG. 6, Step 104; and FIG. 2, Transmitter 10F).

Support for Independent Claim 137:

Claim 137. A computer-implemented method for processing subscription information (See, for example, S.N. 60/154,740 at page 26, line 19 to page 80, line 14; and FIGS. 1-8), comprising:

processing information regarding a request to create or initiate a subscription which allows for a ticket or tickets to at least one of sporting events, entertainment events, and performances, to be pick-up or received at a retail facility or store, wherein the information is transmitted from a communication device or from a transaction device associated with a retail facility or store (See, for example, S.N. 60/154,740 at page 54, line 3 to page 59, line 16; page 53, lines 1-10; page 54, line 21 to page 57, line 21; page 57, lines 18-21; FIG. 1, Central Subscription Processing Computer 10, Communication Device 30, Point-Of-Sale Transaction Device 40; FIG. 2, CPU 10A, Receiver 10G; FIG. 4, Transmitter 30F; FIG. 5, Transmitter 40G; FIG. 6, Step 101, Step 102, and Step 103; and page 28, line 1 to page 30, line 3), wherein the request contains information regarding a

specified number of tickets to the at least one of sporting events, entertainment events, and performances, a specified time period for picking-up or receiving the tickets, and a retail facility or store from which the tickets can be picked-up or received (See, for example, S.N. 60/154,740 at page 55, lines 10-14; page 53, lines 1-10; page 56, line 19 to page 57, line 13; and FIG. 6, Step 102), wherein the request is processed with a processing device (See, for example, S.N. 60/154,740 at FIG. 1. Central Subscription Processing Computer 10; FIG. 2, CPU 10A; page 57, lines 18-21; and FIG. 6, Step 103);

creating or initiating the subscription in response to the request (See, for example, S.N. 60/154,740 at page 57, lines 18-21; and FIG. 6, Step 103); and

transmitting a message to the communication device or to the transaction device associated with a retail facility or store, wherein the message contains information regarding the subscription which was created or initiated (See, for example, S.N. 60/154,740 at page 58, lines 1-7; FIG. 6, Step 104; and FIG. 2, Transmitter 10F).

In view of the above, Applicant respectfully submits that U.S. Provisional Patent Application Serial No. 60/154,740 provides support, including support in accordance

with 35 U.S.C. §112, for the subject matter and features of each of independent Claims 129-132 and 134-137. In view of the foregoing, Applicant respectfully submits that the effective filing date of each of independent Claims 129-132 and 134-137 is September 17, 1999, which date is the filing date of U.S. Provisional Patent Application Serial No. 60/154,740. Applicant, therefore, respectfully submits that Clarke, which has an effective filing date of November 9, 1999, is not available as prior art as against the present invention, as defined by independent Claims 129-132 and 134-137. In this regard, withdrawal of the 35 U.S.C. §102 and §102 rejections based on Clarke is respectfully requested.

IIB. THE PRESENT INVENTION, AS DEFINED BY CLAIMS 129-137, IS
PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claims 129-137, is patentable over the prior art.

IIB(1). THE PRESENT INVENTION, AS DEFINED BY CLAIM 129, IS
PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 129, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 129, is patentable over Korman. Applicant respectfully submits that Korman does not disclose or suggest the present invention, as defined by independent Claim 129.

Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 129 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 129.

Applicant submits that Korman does not disclose or suggest a computer-implemented method for processing

subscription information, comprising receiving a request to receive or pick-up a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or store pursuant to a subscription, all of which features are specifically recited features of independent Claim 129.

Applicant respectfully submits that Korman does not disclose or suggest receiving a request to receive or pick-up a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or store pursuant to a subscription.

Applicant further submits that Korman does not disclose or suggest processing the information regarding the request with a processing device, wherein the processing device determines whether the subscription is active or not active or determines whether any issue or issues of the at least one of a periodical, a newspaper, and a magazine, remain to be fulfilled pursuant to the subscription, all of which features are still other specifically recited features of independent Claim 129.

Applicant respectfully submits that Korman does not disclose or suggest processing the recited information

regarding the recited request with a processing device.

Applicant further submits that Korman does not disclose or suggest the recited processing device which determines whether the recited subscription is active or not active or which determines whether any issue or issues of the at least one of a periodical, a newspaper, and a magazine, remain to be fulfilled pursuant to the recited subscription.

Applicant further submits that Korman does not disclose or suggest transmitting a message in response to the request, wherein the message contains an authorization or a denial of the request, and further wherein the message is transmitted to a point-of-sale transaction device located at the retail facility or store, all of which features are still other specifically recited features of independent Claim 129.

Applicant respectfully submits that Korman does not disclose or suggest transmitting the recited message in response to the recited request, wherein the recited message contains an authorization or a denial of the recited request, and further wherein the message is transmitted to the recited point-of-sale transaction device located at the retail facility or store.

In view of the foregoing, Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 129 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 129.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 129, is patentable over Korman. Allowance of independent Claim 129 is, therefore, respectfully requested.

IIB(2). THE PRESENT INVENTION, AS DEFINED BY CLAIM 130, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 130, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 130, is patentable over Korman. Applicant respectfully submits that Korman does not disclose or suggest the present invention, as defined by independent Claim 130.

Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 130 and, therefore, Korman does not

disclose or suggest all of the specifically recited features of independent Claim 130.

Applicant submits that Korman does not disclose or suggest a computer-implemented method for processing subscription information, comprising inputting or entering information regarding a request to receive or pick-up a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or store pursuant to a subscription, wherein the subscription is an existing subscription, and further wherein the information is input or entered into a first processing device, all of which features are specifically recited features of independent Claim 130.

Applicant respectfully submits that Korman does not disclose or suggest inputting or entering the recited information regarding the recited request to receive or pick-up a printed issue of at least one of a periodical, a newspaper, and a magazine, at a retail facility or store pursuant to the recited subscription, which recited subscription is an existing subscription. Applicant further respectfully submits that Korman does not disclose or suggest the recited information which is input or entered into the recited first processing device.

Applicant submits that Korman does not disclose or suggest transmitting the information to a second processing device, all of which features are still other specifically recited features of independent Claim 130.

Applicant respectfully submits that Korman does not disclose or suggest transmitting the recited information to the recited second processing device.

Applicant further submits that Korman does not disclose or suggest receiving a response to the request, wherein the response contains information for authorizing or denying the request, and further wherein the response is transmitted from the second processing device, and providing information contained in the response via the first processing device, all of which features are still other specifically recited features of independent Claim 130.

Applicant respectfully submits that Korman does not disclose or suggest receiving the recited response to the recited request, which recited response contains information for authorizing or denying the recited request. Applicant further submits that Korman does not disclose or suggest the

recited response which is transmitted from the recited second processing device.

In view of the foregoing, Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 130 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 130.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 130, is patentable over Korman. Allowance of independent Claim 130 is, therefore, respectfully requested.

IIB(3). THE PRESENT INVENTION, AS DEFINED BY CLAIM 131, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 131, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 131, is patentable over Korman. Applicant respectfully submits that Korman does not disclose or suggest the present invention, as defined by independent Claim 131.

Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 131 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 131.

Applicant submits that Korman does not disclose or suggest a computer-implemented method for processing subscription information, comprising processing a request to create or initiate a subscription which allows for printed issues of at least one of a periodical, a newspaper, and a magazine, to be pick-up or received at a retail facility or store, wherein the request is transmitted from a communication device or from a transaction device associated with a retail facility or store, wherein the request contains information regarding a specified number of printed issues of at least one of a periodical, a newspaper, and a magazine, to be received over a specified time period, wherein the specified time period exceeds a normal subscription term associated with receiving all of the specified number of printed issues so as to allow for one or more of the printed issues to be skipped or foregone during the normal subscription term while ensuring that a subscriber is capable of receiving all of the specified number of the printed

issues, wherein the request is processed with a processing device, all of which features are specifically recited features of independent Claim 131.

Applicant respectfully submits that Korman does not disclose or suggest processing the recited request to create or initiate the recited subscription which allows for printed issues of at least one of a periodical, a newspaper, and a magazine, to be pick-up or received at a retail facility or store. Applicant further respectfully submits that Korman does not disclose or suggest the recited request which is transmitted from the recited communication device or from the recited transaction device associated with a retail facility or store.

Applicant submits that Korman does not disclose or suggest the recited request which contains information regarding a specified number of printed issues of at least one of a periodical, a newspaper, and a magazine, to be received over a specified time period, which specified time period exceeds a normal subscription term associated with receiving all of the specified number of printed issues so as to allow for one or more of the printed issues to be skipped or foregone during the normal subscription term while ensuring

that a subscriber is capable of receiving all of the specified number of the printed issues.

Applicant further submits that Korman does not disclose or suggest the recited request which is processed with the recited processing device.

Applicant submits that Korman does not disclose or suggest creating or initiating the subscription in response to the request, and transmitting a message to the communication device or to the transaction device associated with a retail facility or store, wherein the message contains information regarding the subscription which was created or initiated, all of which features are still other specifically recited features of independent Claim 131.

Applicant respectfully submits that Korman does not disclose or suggest creating or initiating the recited subscription in response to the recited request. Applicant further submits that Korman does not disclose or suggest transmitting the recited message to the recited communication device or to the recited transaction device associated with a retail facility or store, wherein the recited message

contains information regarding the recited subscription which was created or initiated.

In view of the foregoing, Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 131 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 131.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 131, is patentable over Korman. Allowance of independent Claim 131 is, therefore, respectfully requested.

IIB(4). THE PRESENT INVENTION, AS DEFINED BY CLAIMS 132 AND 133, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claims 132 and 133, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 132, is patentable over the prior art.

Applicant respectfully submits that the present invention, as defined by independent Claim 132, is patentable

over Korman. Applicant respectfully submits that Korman does not disclose or suggest the present invention, as defined by independent Claim 132.

Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 132 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 132.

Applicant submits that Korman does not disclose or suggest a computer-implemented method for processing subscription information, comprising processing a request to create or initiate a subscription which allows for printed issues of at least one of a periodical, a newspaper, and a magazine, to be pick-up or received at a retail facility or store, wherein the request is transmitted from a communication device or from a transaction device associated with a retail facility or store, wherein the request contains information regarding a specified number of printed issues of at least one of a periodical, a newspaper, and a magazine, to be received over a specified time period, and a retail facility or store from which the printed issues can be picked-up or received, wherein the request is processed with a

processing device, all of which features are specifically recited features of independent Claim 132.

Applicant respectfully submits that Korman does not disclose or suggest processing the recited request to create or initiate the recited subscription which allows for printed issues of at least one of a periodical, a newspaper, and a magazine, to be pick-up or received at a retail facility or store, wherein the recited request is transmitted from the recited communication device or from the recited transaction device associated with a retail facility or store.

Applicant further submits that Korman does not disclose or suggest the recited request which contains information regarding a specified number of printed issues of at least one of a periodical, a newspaper, and a magazine, to be received over a specified time period, and a retail facility or store from which the printed issues can be picked-up or received. Applicant further submits that Korman does not disclose or suggest the recited request which is processed with the recited processing device.

Applicant submits that Korman does not disclose or suggest creating or initiating the subscription in response to the request, and transmitting a message to the

communication device or to the transaction device associated with a retail facility or store, wherein the message contains information regarding the subscription which was created or initiated, all of which features are still other specifically recited features of independent Claim 132.

Applicant respectfully submits that Korman does not disclose or suggest creating or initiating the recited subscription in response to the recited request. Applicant further submits that Korman does not disclose or suggest transmitting the recited message to the recited communication device or to the recited transaction device associated with a retail facility or store, wherein the recited message contains information regarding the recited subscription which was created or initiated.

In view of the foregoing, Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 132 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 132.

In view of the foregoing, Applicant respectfully

submits that the present invention, as defined by independent Claim 132, is patentable over Korman. Allowance of independent Claim 132 is, therefore, respectfully requested.

Applicant further submits that Claim 133 which claim depends directly from independent Claim 132, so as to include all of the features and limitations of independent Claim 132, is also patentable as said Claim 133 depends from allowable subject matter.

Regarding Claim 133, Applicant respectfully submits that Korman does not disclose or suggest the computer-implemented method of Claim 132, wherein the specified time period exceeds a normal subscription term associated with receiving all of the specified number of printed issues so as to allow for one or more of the printed issues to be skipped or foregone during the normal subscription term while ensuring that a subscriber is capable of receiving all of the specified number of the printed issues.

Allowance of pending Claims 132 and 133 is, therefore, respectfully requested.

IIB(5). THE PRESENT INVENTION, AS DEFINED BY CLAIM 134, IS
PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 134, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 134, is patentable over Korman.

Applicant respectfully submits that Korman does not disclose or suggest the present invention, as defined by independent Claim 134. Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 134 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 134.

Applicant submits that Korman does not disclose or suggest a computer-implemented method for processing subscription information, comprising receiving a request to receive or pick-up a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or store pursuant to a subscription, all of which features are specifically recited features of independent Claim 134.

Applicant respectfully submits that Korman does not disclose or suggest receiving the recited request to receive or pick-up a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or store pursuant to the recited subscription.

Applicant submits that Korman does not disclose or suggest processing the request with a processing device, wherein the processing device determines whether the subscription is active or not active or determines whether any ticket or any tickets remain to be fulfilled pursuant to the subscription, all of which features are still other specifically recited features of independent Claim 134.

Applicant respectfully submits that Korman does not disclose or suggest processing the recited request with the recited processing device, wherein the recited processing device determines whether the recited subscription is active or not active or determines whether any ticket or any tickets remain to be fulfilled pursuant to the recited subscription.

Applicant further submits that Korman does not disclose or suggest transmitting a message in response to the

request, wherein the message contains information regarding an authorization or a denial of the request, and further wherein the message is transmitted to a point-of-sale transaction device located at the retail facility or store, all of which features are still other specifically recited features of independent Claim 134.

Applicant respectfully submits that Korman does not disclose or suggest transmitting the recited message in response to the recited request, wherein the recited message contains the recited information regarding an authorization or a denial of the recited request, and further wherein the recited message is transmitted to the recited point-of-sale transaction device located at the retail facility or store.

In view of the foregoing, Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 134 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 134.

In view of the foregoing, Applicant respectfully

submits that the present invention, as defined by independent Claim 134, is patentable over Korman. Allowance of independent Claim 134 is, therefore, respectfully requested.

IIB(6). THE PRESENT INVENTION, AS DEFINED BY CLAIM 135, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 135, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 135, is patentable over Korman.

Applicant respectfully submits that the present invention, as defined by independent Claim 135, is patentable over Korman. Applicant respectfully submits that Korman does not disclose or suggest the present invention, as defined by independent Claim 135.

Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 135 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 135.

Applicant submits that Korman does not disclose or suggest a computer-implemented method for processing subscription information, comprising inputting or entering information regarding a request to receive or pick-up a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or store pursuant to a subscription, wherein the subscription is an existing subscription, and further wherein the information is input or entered into a first processing device, all of which features are specifically recited features of independent Claim 135.

Applicant submits that Korman does not disclose or suggest inputting or entering the recited information regarding the recited request to receive or pick-up a ticket to at least one of a sporting event, an entertainment event, and a performance, at a retail facility or store pursuant to the recited subscription, which recited subscription is an existing subscription. Applicant further submits that Korman does not disclose or suggest the recited information which is input or entered into the recited first processing device.

Applicant respectfully submits that Korman does not disclose or suggest transmitting the information to a second

processing device, all of which features are still other specifically recited features of independent Claim 135.

Applicant further submits that Korman does not disclose or suggest receiving a response to the request, wherein the response contains information for authorizing or denying the request, and further wherein the response is transmitted from the second processing device, and providing information contained in the response via the first processing device, all of which features are still other specifically recited features of independent Claim 135.

Applicant respectfully submits that Korman does not disclose or suggest receiving the recited response to the recited request, wherein the recited response contains the recited information for authorizing or denying the recited request. Applicant respectfully submits that Korman does not disclose or suggest the recited response which is transmitted from the recited second processing device. Applicant respectfully submits that Korman does not disclose or suggest providing the recited information contained in the recited response via the recited first processing device.

In view of the foregoing, Applicant respectfully

submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 135 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 135.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 135, is patentable over Korman. Allowance of independent Claim 135 is, therefore, respectfully requested.

IIB(7). THE PRESENT INVENTION, AS DEFINED BY CLAIM 136, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 136, is patentable over the prior art. Applicant respectfully submits that the present invention, as defined by independent Claim 136, is patentable over Korman.

Applicant respectfully submits that the present invention, as defined by independent Claim 136, is patentable over Korman. Applicant respectfully submits that Korman does not disclose or suggest the present invention, as defined by independent Claim 136.

Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 136 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 136.

Applicant submits that Korman does not disclose or suggest a computer-implemented method for processing subscription information, comprising processing information regarding a request to create or initiate a subscription which allows for a ticket or tickets to at least one of sporting events, entertainment events, and performances, to be pick-up or received at a retail facility or store, wherein the information is transmitted from a communication device or from a transaction device associated with a retail facility or store, wherein the request contains information regarding a specified number of tickets to the at least one of sporting events, entertainment events, and performances, and a specified time period for picking-up or receiving the tickets, wherein the specified time period exceeds a normal subscription term associated with receiving all of the specified number of tickets so as to allow for one or more tickets to be skipped or foregone during the normal subscription term while ensuring that a subscriber is capable

of receiving all of the specified number of tickets, wherein the first request is processed with a processing device, all of which features are specifically recited features of independent Claim 136.

Applicant submits that Korman does not disclose or suggest processing the recited information regarding the recited request to create or initiate the recited subscription which allows for a ticket or tickets to at least one of sporting events, entertainment events, and performances, to be pick-up or received at a retail facility or store. Applicant further submits that Korman does not disclose or suggest the recited information which is transmitted from the recited communication device or from the recited transaction device associated with a retail facility or store. Applicant further submits that Korman does not disclose or suggest the recited request which contains the recited information regarding a specified number of tickets to the at least one of sporting events, entertainment events, and performances, and a specified time period for picking-up or receiving the tickets, wherein the specified time period exceeds a normal subscription term associated with receiving all of the recited specified number of tickets so as to allow for one or more tickets to be skipped or foregone during the

normal subscription term while ensuring that a subscriber is capable of receiving all of the recited specified number of tickets. Applicant further submits that Korman does not disclose or suggest the recited first request which is processed with the recited processing device.

Applicant respectfully submits that Korman does not disclose or suggest creating or initiating the subscription in response to the request, all of which features are still other specifically recited features of independent Claim 136.

Applicant respectfully submits that Korman does not disclose or suggest creating or initiating the recited subscription in response to the recited request.

Applicant respectfully submits that Korman does not disclose or suggest transmitting a message to the communication device or to the transaction device associated with a retail facility or store, wherein the message contains information regarding the subscription which was created or initiated, all of which features are still other specifically recited features of independent Claim 136.

Applicant respectfully submits that Korman does not disclose or suggest transmitting the recited message to the recited communication device or to the recited transaction device associated with a retail facility or store, wherein the recited message contains the recited information regarding the recited subscription which was created or initiated.

In view of the foregoing, Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 136 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 136.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 136, is patentable over Korman. Allowance of independent Claim 136 is, therefore, respectfully requested.

IIB(8). THE PRESENT INVENTION, AS DEFINED BY CLAIM 137, IS PATENTABLE OVER THE PRIOR ART:

Applicant respectfully submits that the present invention, as defined by Claim 137, is patentable over the prior art. Applicant respectfully submits that the present

invention, as defined by independent Claim 137, is patentable over Korman.

Applicant respectfully submits that the present invention, as defined by independent Claim 137, is patentable over Korman. Applicant respectfully submits that Korman does not disclose or suggest the present invention, as defined by independent Claim 137.

Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 137 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 137.

Applicant submits that Korman does not disclose or suggest a computer-implemented method for processing subscription information, comprising processing information regarding a request to create or initiate a subscription which allows for a ticket or tickets to at least one of sporting events, entertainment events, and performances, to be pick-up or received at a retail facility or store, wherein the information is transmitted from a communication device or from a transaction device associated with a retail facility

or store, wherein the request contains information regarding a specified number of tickets to the at least one of sporting events, entertainment events, and performances, a specified time period for picking-up or receiving the tickets, and a retail facility or store from which the tickets can be picked-up or received, wherein the request is processed with a processing device, all of which features are specifically recited features of independent Claim 137.

Applicant submits that Korman does not disclose or suggest processing the recited information regarding the recited request to create or initiate the recited subscription which allows for a ticket or tickets to at least one of sporting events, entertainment events, and performances, to be pick-up or received at a retail facility or store, and wherein the recited information is transmitted from the recited communication device or from the recited transaction device associated with a retail facility or store. Applicant further submits that Korman does not disclose or suggest the recited request which contains the recited information regarding the recited specified number of tickets to the at least one of sporting events, entertainment events, and performances, the recited specified time period for picking-up or receiving the tickets, and a retail

facility or store from which the tickets can be picked-up or received. Applicant further submits that Korman does not disclose or suggest the recited request which is processed with the recited processing device.

Applicant respectfully submits that Korman does not disclose or suggest creating or initiating the subscription in response to the request, all of which features are still other specifically recited features of independent Claim 137.

Applicant respectfully submits that Korman does not disclose or suggest creating or initiating the recited subscription in response to the recited request.

Applicant further submits that Korman does not disclose or suggest transmitting a message to the communication device or to the transaction device associated with a retail facility or store, wherein the message contains information regarding the subscription which was created or initiated, all of which features are still other specifically recited features of independent Claim 137.

Applicant respectfully submits that Korman does not disclose or suggest transmitting the recited message to the

recited communication device or to the recited transaction device associated with a retail facility or store, wherein the recited message contains the recited information regarding the recited subscription which was created or initiated.

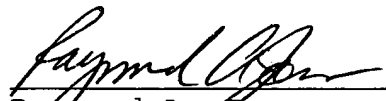
In view of the foregoing, Applicant respectfully submits that Korman does not disclose or suggest many of the specifically recited features of independent Claim 137 and, therefore, Korman does not disclose or suggest all of the specifically recited features of independent Claim 137.

In view of the foregoing, Applicant respectfully submits that the present invention, as defined by independent Claim 137, is patentable over Korman. Allowance of independent Claim 137 is, therefore, respectfully requested.

III. CONCLUSION:

In view of the foregoing, the application is deemed to be in condition for allowance and action to that end is respectfully requested. Allowance of pending Claims 129-137 is respectfully requested.

Respectfully Submitted,


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Encl.: - Abstract of the Disclosure

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